


The Advocate



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**Economic Downturn
Affects Public Defender Caseload**



Cases



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DPA DEFENDER MISSION STATEMENT

Provide each client with high quality services through an effective delivery system, which ensures a defender staff dedicated to the interests of their clients and the improvement of the criminal justice system.

DIVISION MISSION STATEMENTS

Law Operations

As a team, effectively and efficiently provide all critical support services to our internal and external DPA customers to meet the agency's mission of high quality representation of clients.

Trials

Serve as leaders of the criminal defense bar in every community across the Commonwealth by providing high quality representation for every client facing loss of life or liberty at the trial level.

Post-Trials

Through high-quality representation, defend the life and liberty of post-trial clients and protect the statutory and constitutional rights of those the state has incarcerated or confined.



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Executive Summary

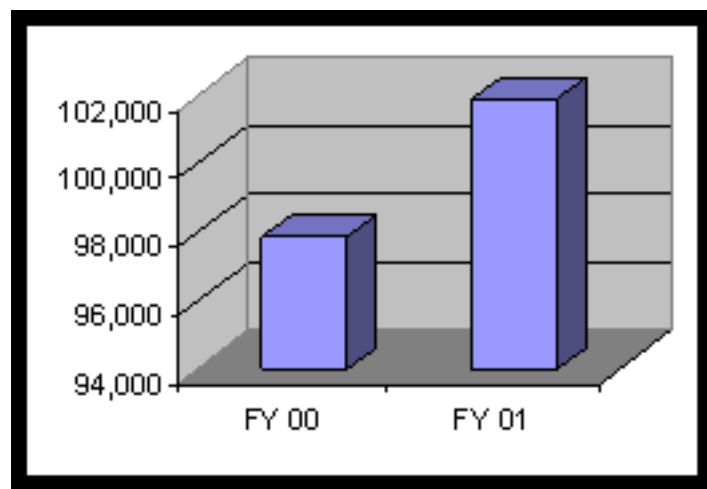
In Fiscal Year 01 (July 1, 2000-June 30, 2001) the Department of Public Advocacy (DPA), Kentucky's statewide Public Defender Program, provided representation in 102,000 cases at an average of \$250 per case and with funding of \$6.30 per capita. The highlights of the casework in FY 01 are:

- Overall cases rose to nearly 102,000, up from 98,000 the previous year.
- Trial cases increased by over 3% from FY 00, rising from 95,000 to nearly 99,000 cases.
- Of the 99,000, 21% (or 21,000) were Circuit Court cases, 79% (or 78,000) were District Court cases. The percentages are identical to FY 00, when there were 20,000 Circuit Court cases (21%) and 75,000 District Court cases (79%)
- Juvenile cases handled were 16,631, a 3% increase from last year.
- The average number of cases handled by a trial attorney fell from 429 in FY 00 to 421 in FY 01, a decrease of nearly 2%.
- DPA Per Case funding increased by 15.5% over FY 00, growing from \$216.66 to \$250.15.
- DPA Per Capita funding increased by 17.8% over FY 00, expanding from \$5.35 to \$6.30.

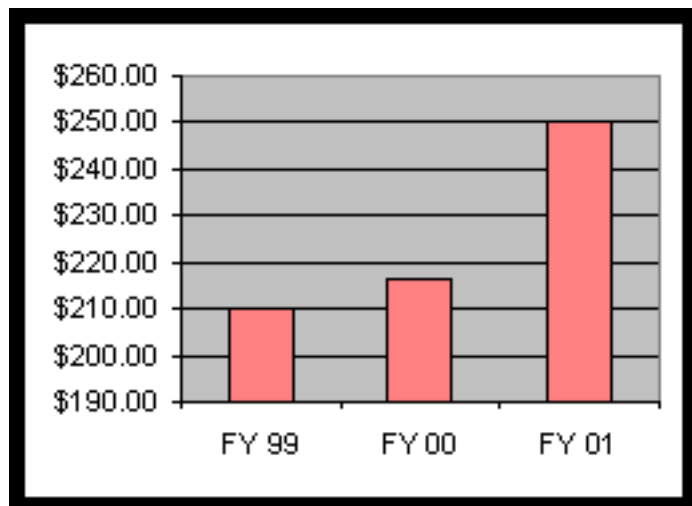
Of the 99,000 trial cases, 3,000 cases were handled by contract conflict counsel receiving conflict cases from the DPA full-time offices.

Full-time Counties: 104
(remaining FY 01 Contract Counties in Blue)

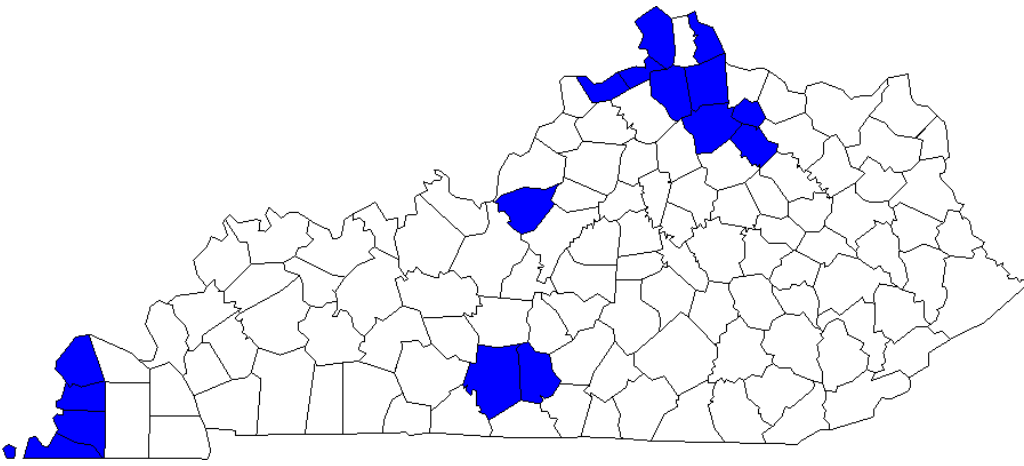
DPA Caseload - All Divisions



DPA Funding Per Case



- In 1996, DPA covered 47 counties with full-time defenders. By the end of FY 01, 104 of Kentucky's 120 counties (almost 87%) were being handled by full-



time defenders. In FY 01, 92% of the cases were handled by full-time defenders.

- Reasonable attorney salaries were achieved: Public defender salaries were increased significantly, with starting salaries increasing by over \$5,000 compared to FY 00 amounts (an improvement of almost 27%).

Experienced attorneys received an 8% increase in FY 01 in addition to their 5% annual increment. These gains were facilitated in no small part by the work of the Blue Ribbon Group.

In the last year, many clients have been represented by our defenders in all of the courts of the Commonwealth, ensuring each client receives fair process and ensuring the results are reliable.

Ernie Lewis

Erwin W. Lewis
Public Advocate



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Statement of Definitions: Cases and Case Counting Methods

Throughout this document, the following definitions and methods of case counting are used consistently.

A **case** consists of a single accused, having either under the same or different case number(s), one or more charges, allegations, or proceedings arising out of one event or a group of related contemporaneous events. These charges must be brought contemporaneously against the defendant, stemming from the same course of conduct, and involving proof of the same facts. Some cases assigned to individual attorneys are conducted, either wholly or in part, outside the confines of state courts (e.g., parole revocation hearings, KRS 31.110 line-ups, interrogations, other pre-charge events, witness representations); however, to be counted as a "case" for Trial Division statistical purposes, a formal appointment by a court with appropriate jurisdiction is required. An individual attorney's actions do not constitute a "case" (for agency statistical purposes) if the activity is brief, strictly routine (e.g., standing in for arraignment purposes at a regularly scheduled motion hour, responding to inmate correspondence), and performed as a courtesy to the court.

In addition to adhering to the general agency definition of a "case," to be counted as a **capital eligible case**, an accused must be charged with at least one count of kidnapping or murder, with a qualifying KRS aggravator identified. The number of attorneys assigned to the case has no bearing on the agency's counting of capital cases, and, because cases must be entered and categorized upon assignment, the agency does not require prior receipt of notice from the Commonwealth's Attorney that the death penalty will be sought.

DPA has extensive protocols for the application of case definitions and case counting methods that take into account the unique differences among circuit and district court cases, juvenile and adult cases, etc. These definitions were developed in concert with staff input, KRS requirements, and commonly accepted statistical methodology. Consistency of application is insured through the use of the agency's Case Tracking System (CTS), an in-house database.



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DEPARTMENT OF PUBLIC ADVOCACY

FISCAL YEAR 2001 REPORTED EXPENDITURES AND CASES

July 1, 2000 - June 30, 2001

TRIAL DIVISION

I.Part-Time DPA Trial Contract Counties:Total 16 Counties

Population	392,425
DPA Dollars ¹	\$685,969.51
Local Dollars	\$55,806.00
Direct Recoupment Dollars	\$265,937.52
Total Dollars	\$1,007,713.03
Reported Cases	5,342
Average Trial Contract Per Case Funding	\$188.64

II.Full-Time DPA Offices:Total 104 Counties, 26 Offices

Population	3,649,344
DPA Dollars	\$14,141,178.89
Local Dollars	\$1,408,970.00
Full-Time Contractual Office Recoupment Dollars	\$107,829.51
Total Dollars ^{2,3}	\$15,836,926.32
Reported Cases	93,168
Average Trial Full-Time Per Case Funding	\$169.98

III.Capital Trial Branch

Capital Trial Branch Expenditures	\$622,844.00
Capital Contracts with Private Bar	\$65,798.00
Total Dollars	\$688,642.00
Reported Cases ⁴	10
Average Capital Trial Branch Per Case Funding	\$68,864

IV. Other Trial Division Expenditures

Conflict Contract Pool w/ Private Bar

Non-Capital Contracts \$657,866.00

Other Divisional Expenses (e.g., divisional administration, apportioned agency overhead rate) \$2,115,182.21

Total Other Dollars \$2,773,048.21

V. Total Trial Division Expenditures

Total Trial Dollars \$20,306,329.56

Total Trial Cases 98,520

Average Total Trial Per Case Funding \$206.11

POST-TRIAL DIVISION**I. Appeals Branch⁵****In-House**

Appellate Dollars \$820,839.00

Appellate Cases 142

Average In-House Per Case Funding \$5,780.56

"Of Counsel"

Appellate Dollars \$115,128.00

Appellate Cases 149

Average "Of Counsel" Per Case Funding \$772.67

31.110 Reviews

31.110 Cases Reviewed (but not assigned) 39

Total Appeals Branch

Appellate Dollars \$935,967.00

Appellate Cases 330

Average Per Case Funding \$2,836.26

II. Louisville Field Office⁵

Appellate Dollars	\$379,486.77
Appellate Cases	56
Average Per Case Funding	\$6,776.55

III. Lexington Field Office⁵

Appellate Dollars	\$37,122.32
Appellate Cases	91
Average Per Case Funding	\$407.94

IV. Capital Appeals Branch

Capital Appeals Dollars	\$406,069.00
Capital Conflict Contracts	\$-
Total Capital Appeals Expenditure	\$406,069.00
Capital Appeals Cases	5
Average Per Case Funding	\$81,213.80

V. Capital Post-Conviction Branch

Capital Post-Conviction Dollars	\$633,428.00
Capital Conflict Contracts	\$71,924.00
Total Capital Post-Conviction Expenditure	\$705,352.00
Capital Post-Conviction Cases	28
Average Per Case Funding	\$25,191.14

VI. Juvenile Post-Dispositional Branch

Juvenile Post-Dispositional Dollars	\$652,435.00
Juvenile Post-Dispositional Cases ⁶	1,895
Average Per Case Funding	\$344.29

VII. Post-Conviction Branch⁷**"Access to Courts"**

Access to Courts Dollars	\$155,823.96
Access to Courts Cases	367
Average Per Case Funding	\$424.59

"Legal Actions in Court"

Legal Actions in Court Dollars	\$727,451.45
"Legal Actions" Cases	349
Average Per Case Funding	\$2,084.39

"Kentucky Innocence Project" (KIP)

KIP Dollars	\$76,582.59
KIP Cases Reviewed	206
Average Per Case Funding	\$371.76

Total Post-Conviction Branch

Post-Conviction Dollars	\$959,858.00
Post-Conviction Cases	922
Average Per Case Funding	\$1,041.06

VIII.Other Post-Trial Division Expenditures

Other Divisional Expenses (e.g., divisional administration, apportioned agency overhead rate)	\$740,525.43
Total Other Expenditures:	\$740,525.43

IX.Total Post-Trial Division Expenditures

Total Post-Trial Dollars	\$4,816,815.52
Total Post-Trial Cases	3,327
Average Total Post-Trial Per Case Funding	\$1,447.80

GRAND TOTALS

DPA Dollars	\$23,105,654.13
Local Dollars	\$1,464,776.00
Recoupment Dollars	\$906,237.79
Total Dollars	\$25,476,667.92
Total Reported Cases	101,847

Funding Per Case	\$250.15
Population	4,041,769
Funding Per Capita	\$6.30

1. Includes Indirect Recoupment Dollars.

2. Amounts spent by Lexington and Louisville's full-time, contractual trial offices on in-house appeals have been subtracted from Trial Division, Full-Time Office Totals. The amount, \$416,609.08 (apportioned at 3.6% and 9.4% to the respective offices), may be found in the Post-Trial Division's costs, and is based on historical benchmarks.

3. Regional Manager expenditures, calculated separately from individual field office expenditures, have been added here, in the amount of \$595,557.00. These costs include administration and direct representation spread over multiple offices within each managers' region.

4. Includes one case from a part-time county and nine cases from full-time DPA counties. Capital Trial Branch cases are not separated out in the Tab 2 "DPA Trial Level Cost Per Case Analysis by County". When the one part-time county case and nine full-time county cases handled by the Capital Trial Branch are added back into the respective county type case totals, part-time and full-time case totals will match Tab 2 county analysis. The grand total of cases for the Trial Division (98,520) is the same in both analyses.

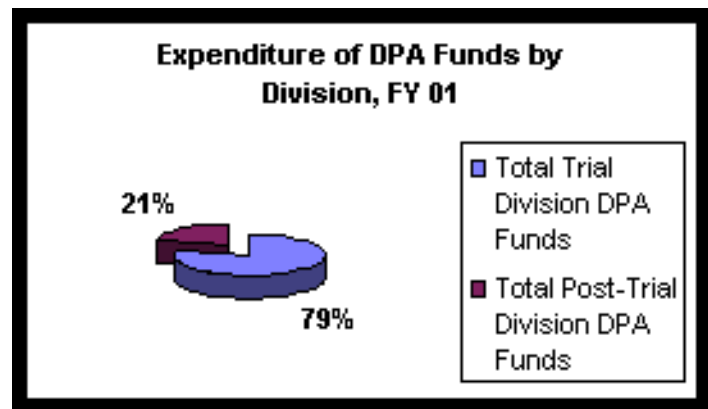
5. For uniformity of measurement, only original briefs and original actions are counted here to determine funding per case; all entities providing appellate representation also provide additional services.

6. Juvenile Post-Dispositional Caseload total includes 197 clients served through JAIBG (Juvenile Accountability Incentive Block Grant - federal government funds are distributed to DPA by the Kentucky Department of Juvenile Justice. The program is designed to promote greater accountability in the juvenile justice system).

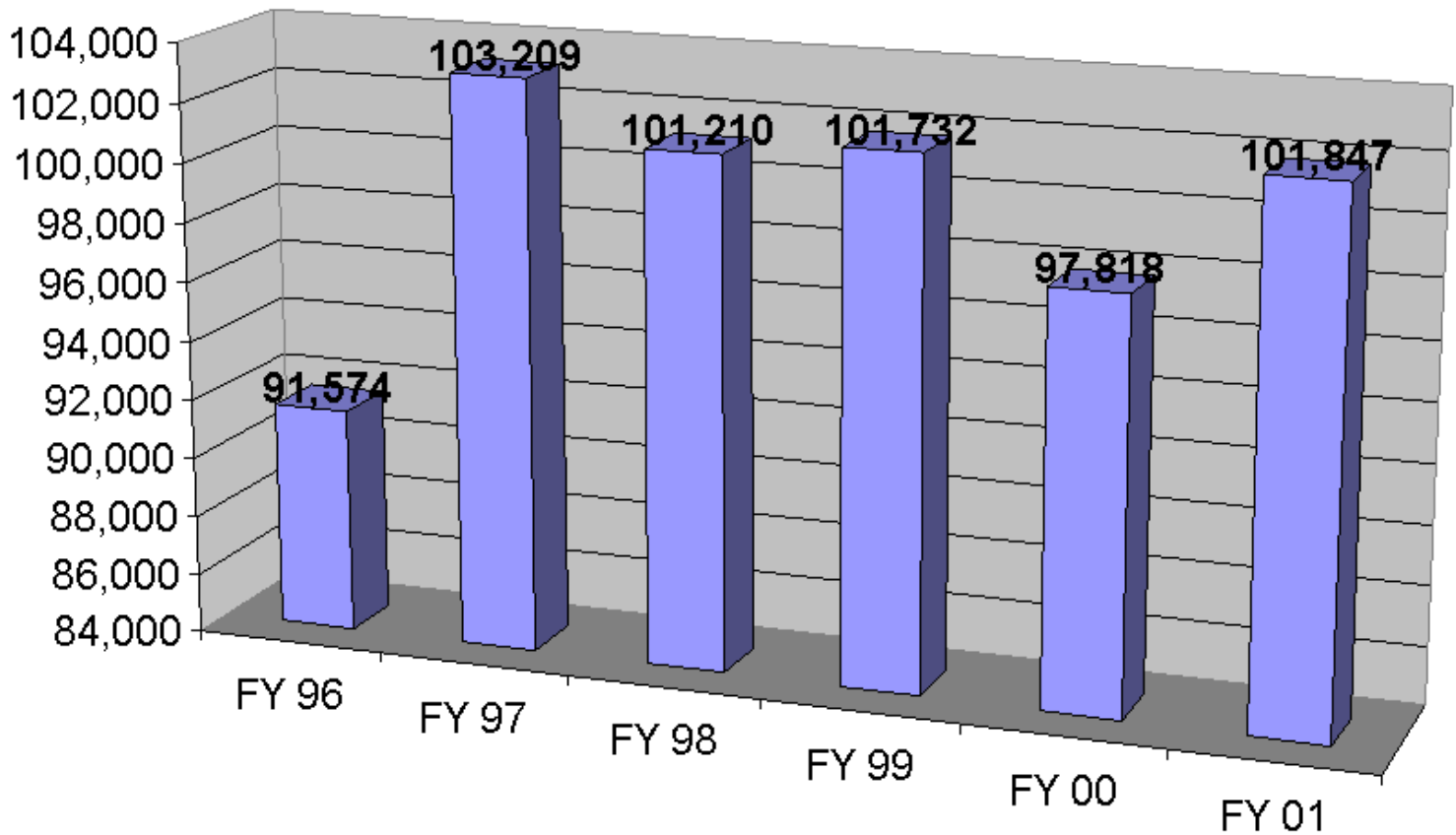
7. An additional 2,118 Post-Conviction cases were handled by Lexington and Louisville's full-time trial offices. Costs for these cases are not separated from Trial Division Totals due to the limited number and costs.

DPA Caseload by Division, FY 01





Total DPA Caseload: Trial & Post-Trial Combined





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DPA TRIAL LEVEL COST PER CASE ANALYSIS BY COUNTY - FISCAL YEAR 2001**I. PART-TIME CONTRACT COUNTIES: TOTAL 16 COUNTIES**

COUNTY	POP. ^{1}	POVERTY ^{2}	% PVTY. ^{2}	% UNEMP ^{3}	DPA\$	LOCAL\$	RCPMT\$	TOTAL\$	CASES	COST/ CASE
BALLARD	8,286	1,131	13.3	7.2	\$24,325.00		\$15,257.20	\$39,582.20	96	\$412.31
BARREN	38,033	5,859	15.8	5.3	\$111,833.22	\$20,600.00	\$34,253.60	\$166,686.82	775	\$215.08
BOONE	85,991	5,067	6.3	2.8	\$52,100.00	\$24,000.00	\$39,453.33	\$115,553.33	581	\$198.89
BULLITT	61,236	5,714	9.5	3.0	\$60,684.29		\$16,119.00	\$76,803.29	852	\$90.14
CAMPBELL	88,616	8,756	10.0	3.3	\$120,330.00		\$32,984.30	\$153,314.30	1522	\$100.73
CARLISLE	5,351	790	14.6	5.5	\$16,975.00		\$3,492.32	\$20,467.32	39	\$524.80
CARROLL	10,155	1,624	16.9	4.6	\$20,850.00	\$3,756.00	\$27,520.52	\$52,126.52	167	\$312.13
FULTON	7,752	1,855	24.5	5.6	\$28,500.00		\$32,006.25	\$60,506.25	210	\$288.13
GALLATIN	7,870	1,151	15.9	4.3	\$52,100.00	\$1,750.00	\$5,988.90	\$59,838.90	42	\$1,424.74
GRANT	22,384	2,674	13.1	4.5	\$14,700.00		\$9,898.15	\$24,598.15	222	\$110.80
HARRISON	17,983	2,433	13.9	3.9	\$18,795.00	\$5,700.00	\$13,599.30	\$38,094.30	308	\$123.68
HICKMAN	5,262	846	16.5	3.8	\$14,875.00		\$10,416.90	\$25,291.90	65	\$389.11
METCALFE	10,037	2,264	23.6	4.5	\$120,330.00		\$6,135.00	\$126,465.00	131	\$965.38
NICHOLAS	6,813	1,443	20.5	11.6	\$11,760.00		\$6,701.50	\$18,461.50	155	\$119.11
PENDLETON	14,390	2,000	14.4	3.6	\$13,524.00		\$9,514.00	\$23,038.00	132	\$174.53
ROBERTSON	2,266	450	20.3	4.3	\$4,288.00		\$2,597.25	\$6,885.25	8	\$860.66
UNIDENTIFIED	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	38	N/A
SUBTOTAL	392,425	44,057			\$685,969.51	\$55,806.00	\$265,937.52	\$1,007,713.03	5,343	\$188.60

II. FULL-TIME PUBLIC ADVOCACY OFFICES: TOTAL 104 COUNTIES; 26 OFFICES

OFFICE/COUNTY	POP. ^{1}	PVTY ^{2}	% PVTY. ^{2}	% UNEMP ^{3}	DPA\$	LOCAL\$	RCPMT\$	TOTAL\$	CASES	COST/ CASE ^{***}
BELL COUNTY					\$293,815.00					
BELL	30,060	8,611	29.5	6.3			\$4,504.00	\$4,504.00	1288	
HARLAN	33,202	10,520	29.9	10.7			\$4,279.75	\$4,279.75	515	
SUBTOTAL	63,262	19,131			\$293,815.00		\$8,783.75	\$293,815.00	1,803	\$162.96
BOWLING GREEN^{*}					\$466,504.00					
ALLEN	17,800	2,314	13.9	4.6	\$8,845.55		\$1,010.00	\$9,855.55	217	

BUTLER	13,010	2,281	19.1	4.2	\$13,937.55		\$3,743.00	\$17,680.55	210	
EDMONSON	11,644	2,212	19.2	4.8	\$7,293.00		\$2,257.00	\$9,550.00	95	
SIMPSON	16,405	1,947	11.8	3.0	\$17,651.85		\$4,867.35	\$22,519.20	300	
WARREN	92,522	12,078	14.4	3.2			\$4,408.00	\$4,408.00	2990	
SUBTOTAL	151,381	20,832			\$514,231.95		\$16,285.35	\$514,231.95	3,812	\$134.90
CATLETTSBURG*										
BOYD	49,752	8,056	16.5	5.3	\$86,000.00		\$12,586.80	\$98,586.80	740	\$133.23
COLUMBIA					\$387,436.00					
ADAIR	17,244	3,627	22.3	5.7			\$205.00	\$205.00	458	
CASEY	15,447	3,287	22.0	4.6			\$-	\$-	254	
CLINTON	9,634	2,801	29.7	4.0			\$-	\$-	319	
CUMBERLAND	7,147	1,849	26.9	6.9			\$285.00	\$285.00	117	
GREEN	11,518	1,992	19.0	6.3			\$1,990.00	\$1,990.00	196	
MARION	18,212	3,050	18.2	4.9			\$1,912.25	\$1,912.25	551	
MONROE	11,756	2,518	22.5	12.3			\$1,214.50	\$1,214.50	132	
TAYLOR	22,927	3,789	16.6	6.8			\$3,194.10	\$3,194.10	640	
WASHINGTON	10,916	1,699	15.6	3.5			\$210.00	\$210.00	217	
SUBTOTAL	124,801	24,612			\$387,436.00		\$9,010.85	\$387,436.00	2,884	\$134.34
COVINGTON										
KENTON	151,464	14,830	10.1	3.4	\$639,965.00		\$15,654.40	\$639,965.00	2,994	\$213.75
ELIZABETHTOWN*					\$779,771.00					
BRECKINRIDGE	18,648	3,105	17.6	5.7	\$10,617.38		\$1,592.85	\$12,210.23	234	
GRAYSON	24,053	4,749	19.9	5.3			\$487.50	\$487.50	493	
HARDIN	94,174	10,428	12.2	5.2			\$1,529.20	\$1,529.20	3038	
HART	17,445	3,988	23.5	4.6			\$6,920.00	\$6,920.00	449	
LARUE	13,373	2,080	15.8	4.5			\$5,240.25	\$5,240.25	282	
MEADE	26,349	3,352	11.5	4.3	\$16,000.00		\$450.00	\$16,450.00	426	
NELSON	37,477	4,375	12.1	5.5			\$15,710.00	\$33,060.00	622	
SUBTOTAL	231,519	32,077			\$806,388.38		\$31,929.80	\$806,388.38	5,544	\$145.45
FRANKFORT*					\$424,319.00					

ANDERSON	19,111	1,407	7.5	2.9			\$2,290.00	\$2,290.00	244	
BOURBON	19,360	2,713	13.9	2.3	\$8,750.00		\$4,903.15	\$13,653.15	413	
FRANKLIN	47,687	4,989	11.0	2.7			\$1,864.50	\$-	921	
OWEN	10,547	1,857	17.9	3.3	\$7,350.00	\$184.00	\$8,555.00	\$16,089.00	96	
SCOTT	33,061	3,513	11.6	2.1			\$2,809.00	\$2,809.00	609	
WOODFORD	23,208	1,847	8.1	1.6	\$10,700.00		\$5,952.90	\$16,652.90	159	
SUBTOTAL	152,974	16,326			\$451,119.00		\$26,374.55	\$451,119.00	2,442	\$184.73
HAZARD					\$595,755.00					
KNOTT	17,649	5,227	29.4	8.4			\$1,003.75		375	
LETCHER	25,277	6,949	26.1	10.6			\$9,087.00		1131	
PERRY	29,390	8,571	27.4	6.2			\$4,294.72		2,029	
SUBTOTAL	72,316	20,747			\$595,755.00		\$14,385.47	\$595,755.00	3,535	\$168.53
HENDERSON					\$344,196.00					
CRITTENDEN	9,384	1,653	17.3	8.8			\$10,129.10	\$10,129.10	197	
HENDERSON	44,829	5,863	13.1	4.0			\$8,091.00	\$8,091.00	1449	
UNION	15,637	2,414	14.5	5.5			\$19,706.08	\$19,706.08	424	
WEBSTER	14,120	1,973	14.6	7.1			\$18,118.72	\$18,118.72	303	
SUBTOTAL	83,970	11,903			\$344,196.00		\$56,044.90	\$344,196.00	2,373	\$145.05
HOPKINSVILLE*					\$578,368.00					
CALDWELL	13,060	2,225	16.7	4.2			\$4,806.50		194	
CHRISTIAN	72,265	11,276	17.3	4.2			\$44,671.82		3290	
LIVINGSTON	9,804	1,387	14.6	6.4			\$3,191.00	\$3,191.00	130	
LOGAN	26,573	3,727	14.1	3.5	\$21,500.00		\$6,518.50	\$28,018.50	401	
LYON	8,080	983	14.7	4.9			\$1,636.50		149	
TODD	11,971	1,839	16.2	4.3	\$8,100.00		\$2,419.00	\$10,519.00	112	
TRIGG	12,597	1,766	14.1	3.9			\$2,971.00		128	
SUBTOTAL	154,350	23,203			\$607,968.00		\$66,214.32	\$607,968.00	4,404	\$138.05
LAGRANGE*					\$292,999.00					
HENRY	15,060	2,285	15.3	2.7			\$932.50		219	
OLDHAM	46,178	2,216	5.1	2.2			\$1,022.50		301	
SHELBY	33,337	2,993	10.1	2.4			\$2,270.00		599	

SPENCER	11,766	1,147	11.7	3.0	\$11,000.00	\$3,000.00	\$1,026.00	\$15,026.00	77	
TRIMBLE	8,125	1,149	14.8	4.2			\$210.00		90	
SUBTOTAL	114,466	9,790			\$303,999.00	\$3,000.00	\$5,461.00	\$306,999.00	1286	\$238.72
LEXINGTON*										
FAYETTE	260,512	26,900	11.5	1.8	\$845,300.00	\$112,870.00	\$73,005.44	\$1,031,175.44	6,709	\$153.70
LONDON					\$540,735.00					
CLAY	24,556	7,760	33.7	6.1			\$800.00		767	
KNOX	31,795	9,949	31.3	5.8			\$2,890.00		873	
LAUREL	52,715	10,629	20.7	4.1			\$5,373.75		1226	
LESLIE	12,401	4,196	30.6	4.8			\$160.00		191	
WHITLEY	35,865	9,877	27.9	4.7			\$4,378.50		551	
SUBTOTAL	157,332	42,411			\$540,735.00		\$13,602.25	\$540,735.00	3,608	\$149.87
LOUISVILLE*										
JEFFERSON	693,604	82,360	12.2	3.6	\$2,721,756.00	\$1,293,100.00	\$22,237.27	\$4,037,093.27	22,324	\$180.84
MADISONVILLE					\$280,235.00					
HOPKINS	46,519	7,721	16.6	6.7			\$9,744.90	\$-	1473	
McLEAN	9,938	1,508	15.3	6.0			\$2,337.50	\$2,337.50	184	
MUHLENBERG	31,839	5,572	17.3	6.6			\$2,894.20	\$2,894.20	411	
SUBTOTAL	88,296	14,801			\$280,235.00		\$14,976.60	\$280,235.00	2,068	\$135.51
MAYSVILLE*					\$261,812.00					
BRACKEN	8,279	1,336	15.8	3.4			\$-	\$-	139	
FLEMING	13,792	2,731	20.1	5.0			\$415.00	\$415.00	305	
LEWIS	14,092	3,466	25.5	15.8	\$9,000.00	\$12,000.00	\$3,474.75	\$24,474.75	274	
MASON	16,800	3,094	18.2	3.0			\$175.00	\$175.00	1116	
SUBTOTAL	52,963	10,627			\$270,812.00		\$4,064.75	\$270,812.00	1,834	\$147.66
MOREHEAD*					\$645,879.00					
BATH	11,085	2,410	22.7	6.2	\$13,197.02		\$1,320.00	\$14,517.02	478	
CARTER	26,889	6,395	23.8	9.1			\$1,285.50		792	
ELLIOTT	6,748	1,826	27.2	11.7			\$-		173	

GREENUP	36,891	6,054	16.3	5.5	\$10,700.00		\$10,676.75	\$21,376.75	614	
MENIFEE	6,556	1,583	27.0	6.1	\$6,025.42		\$100.00	\$6,125.42	121	
MONTGOMERY	22,554	3,658	17.3	4.0			\$1,052.00		951	
MORGAN	13,948	4,003	32.3	6.8			\$497.00		246	
ROWAN	22,094	4,353	23.0	3.6			\$2,879.50		872	
SUBTOTAL	146,765	30,282			\$675,801.44		\$17,810.75	\$675,801.44	4,247	\$159.12
MURRAY*					\$81,834.00					
CALLOWAY	34,177	4,413	14.5	3.2	\$20,007.66		\$35,945.42	\$55,953.08	249	
MARSHALL	30,125	3,481	11.5	5.6	\$20,000.00		\$18,273.50	\$38,273.50	378	
SUBTOTAL	64,302	7,894			\$121,841.66		\$54,218.92	\$121,841.66	627	\$194.32
OWENSBORO*					\$346,474.00					
DAVISS	91,545	11,965	13.2	4.5			\$10,805.00	\$10,805.00	2784	
HANCOCK	8,392	1,114	12.3	6.6	\$4,323.30		\$2,925.85	\$7,249.15	94	
OHIO	22,916	4,175	18.9	6.4	\$13,472.16		\$5,659.40	\$19,131.56	554	
SUBTOTAL	122,853	17,254			\$364,269.46		\$19,390.25	\$364,269.46	3,432	\$106.14
PADUCAH					\$563,506.00					
GRAVES	37,028	5,109	14.1	4.7			\$38,969.00		1204	
McCRACKEN	65,514	9,297	14.4	4.3			\$14,872.50		3746	
SUBTOTAL	102,542	14,406			\$563,506.00		\$53,841.50	\$563,506.00	4,950	\$113.84
PAINTSVILLE					\$236,423.00					
JOHNSON	23,445	6,098	25.3	6.1			\$2,315.00	\$2,315.00	490	
LAWRENCE	15,569	4,318	27.5	8.0			\$1,140.00	\$1,140.00	244	
MAGOFFIN	13,332	4,670	33.6	14.0			\$475.00	\$475.00	167	
MARTIN	12,578	3,790	30.8	8.0			\$1,422.45	\$1,422.45	179	
SUBTOTAL	64,924	18,876			\$236,423.00		\$5,352.45	\$236,423.00	1080	\$218.91
PIKEVILLE					\$455,790.00					
FLOYD	42,441	12,139	27.7	7.4			\$1,536.50		1001	
PIKE	68,736	16,413	22.6	6.0			\$5,568.25		1413	
SUBTOTAL	111,177	28,552			\$455,790.00		\$7,104.75	\$455,790.00	2,414	\$188.81

RICHMOND					\$500,434.00					
CLARK	33,144	4,373	13.6	3.0			\$2,575.00		664	
JACKSON	13,495	4,030	30.8	4.2			\$172.50		245	
MADISON	70,872	9,968	16.2	2.7			\$8,017.55		1451	
ROCKCASTLE	16,582	3,706	23.1	5.1			\$4,597.50		328	
SUBTOTAL	134,093	22,077			\$500,434.00		\$15,362.55	\$500,434.00	2,688	\$186.17
SOMERSET					\$537,462.00					
McCREARY	17,080	5,968	35.3	7.4			\$5,497.20		399	
PULASKI	56,217	10,537	18.8	3.7			\$3,956.40		802	
RUSSELL	16,315	3,622	22.1	8.2			\$1,297.50		404	
WAYNE	19,923	5,286	27.5	5.8			\$-		492	
SUBTOTAL	109,535	25,413			\$537,462.00		\$10,751.10	\$537,462.00	2,097	\$256.30
STANFORD*					\$492,648.00					
BOYLE	27,697	3,483	13.6	3.1	\$17,350.00		\$2,793.50	\$20,143.50	313	
GARRARD	14,792	2,080	14.8	2.6			\$18,251.50		231	
JESSAMINE	39,041	4,482	12.4	1.6			\$33,422.00	\$33,422.00	760	
LINCOLN	23,361	4,637	20.5	3.4			\$8,488.50		294	
MERCER	20,817	2,906	13.9	3.2	\$11,500.00		\$1,910.00	\$13,410.00	134	
SUBTOTAL	125,708	17,588			\$521,498.00		64,866	\$521,498.00	1,732	\$301.10
STANTON					\$474,442.00					
BREATHITT	16,100	5,159	32.9	8.7			\$50.00		229	
ESTILL	15,307	3,577	22.7	4.5			\$160.00		298	
LEE	7,916	2,609	34.6	5.1			\$-		198	
OWSLEY	4,858	2,202	40.9	3.9			\$450.00		187	
POWELL	13,237	2,948	22.6	5.2			\$250.00		403	
WOLFE	7,065	2,722	36.6	8.9			\$75.00		235	
SUBTOTAL	64,483	19,217			\$474,442.00		\$985.00	\$474,442.00	1,550	\$306.09
SUBTOTAL**	3,649,344	580,165			\$14,141,178.89	\$1,408,970.00	\$640,300.27	\$15,657,978.40	93,177	\$168.05
GRAND TOTAL**	4,041,769	624,222			\$14,827,148.40	\$1,464,776.00	\$906,237.79	\$17,198,162.19	98,520	\$174.57

1. Source: U.S. Census Bureau, Census 2000 Redistricting Data (P.L. 94-171) Summary File.

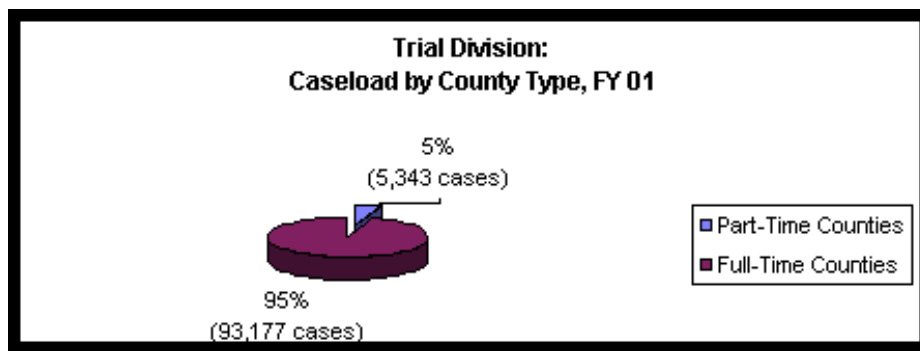
2. Source: U.S. Census Bureau, Housing and Household Economic Statistics Division, Small Area Estimates Branch. Table A97-21. "Estimated Number and Percent of All Ages in Poverty by County: Kentucky 1997". Last revised: March 27, 2001.

3. Source: Kentucky Department for Employment Services, 2000.

*Office received both agency budgeted funds (found to the right of the office name) and local allotment funds, due to status as a contract office, a mid-year takeover of the listed counties, or other causes.

**"Section II, Total \$" column, "Section II, Subtotal" row reflects DPA's financial practice of removing local recoupment dollars from full-time offices' total funds and cost per case -- excluding the contractually operated full-time offices in Catlettsburg, Lexington, and Louisville (total recoupment retained, \$107,829.51). The individual DPA offices are funded with other agency general fund and revenue accounts, and the distributed funds subsidize other related divisional costs (e.g., Capital Trial Unit, conflicts and individual contracts with the local bar, etc.). The "Section II, Grand Total" row incorporates all funds.

***Reflects aggregate Cost Per Case for each field office; individual counties are not broken out due to internal budgeting methods.



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FIELD OFFICE WORKLOAD, Fiscal Year 1996 Through Fiscal Year 2001

OFFICE	# ATTYs AUTHORIZED FY 01 (6/30/01) [*]	FY 96 Cases	% of Change	FY 97 Cases	% of Change	FY 98 Cases	% of Change	FY 98 AVG	FY 99 Cases	% of Change	FY 99 AVG cases/atty	FY 00 Cases	% of Change	FY 00 AVG cases/atty	FY01 Cases	% of change	FY 01 Conflict Cases ³	FY 01 AVG cases/atty ⁴
Bell County	4	0	N/A	0	N/A	0	N/A	0.0	1,771	N/A	590.3	1605	-9%	321.0	1,809	13%	16	448.3
Bowling Green	9	0	N/A	0	N/A	0	N/A	0.0	0	N/A	N/A	3370	N/A	842.5	3,843	14%	613	358.9
Catlettsburg	2	733	3%	807	10%	1,474	83%	737.0	759	-49%	379.5	694	-9%	347.0	740	7%	2	369.0
Columbia	5	0	N/A	0	N/A	0	N/A	0	1,866	N/A	373.2	2907	56%	581.4	2,879	-1%	152	545.4
Covington	8	1,742	4255%	2,972	71%	3,386	14%	483.7	3,680	9%	460.0	3121	-15%	346.8	2,995	-4%	61	366.8
Elizabethtown ^{**}	9	0	N/A	0	N/A	0	N/A	0	2,175	N/A	362.5	4297	98%	537.1	5,550	29%	96	606.0
Frankfort	5	415	-28%	524	26%	450	-14%	225.0	1,508	235%	502.7	1662	10%	554.0	2,441	47%	23	483.6
Hazard	7	2,820	2%	2,491	-12%	3,061	23%	612.2	3,900	27%	780.0	3593	-8%	513.3	3,576	-0%	61	502.1
Henderson	4	331	-12%	749	126%	1,346	80%	767.3	1,854	38%	618.0	2662	44%	532.4	2,399	-10%	33	591.5
Hopkinsville	9	2,690	-13%	3,514	31%	3,565	1%	396.1	3,623	2%	517.6	3824	6%	546.3	4,434	16%	181	472.6
LaGrange	3	997	15%	948	-5%	957	1%	319.0	998	4%	332.7	861	-14%	287.0	1,288	50%	44	414.7
Lexington ¹	18	9,168	-14%	10,119	10%	8,733	-14%	545.8	6,883	-21%	382.4	6746	-2%	396.8	6,863	2%	N/A	381.3
London	7	2,549	17%	2,975	17%	3,221	8%	460.1	2,888	-10%	412.6	2686	-7%	383.7	3,549	32%	242	472.4
Louisville ¹	55	30,401	-20%	31,146	2%	30,106	-3%	700.1	31,390	4%	603.7	24495	-22%	471.1	22,324	-9%	N/A	405.9
Madisonville	4	151	-75%	1,351	795%	1,193	-12%	596.5	1,579	32%	526.3	1750	11%	350.0	2,044	17%	60	496.0
Maysville	3	0	0	N/A	0	N/A	0	N/A	0	N/A	N/A	1118	N/A	372.7	1,836	64%	112	574.7
Morehead	9	1,836	8%	1,593	-13%	2,746	72%	305.1	2,744	-0%	457.3	2846	4%	406.6	4,251	49%	240	445.7
Murray	1	0	0	N/A	0	N/A	0	N/A	0	N/A	N/A	0	N/A	N/A	590	N/A	2	588.0
Owensboro	8	0	N/A	0	N/A	0	N/A	0.0	3,504	N/A	1168.0	2902	-17%	725.5	3,431	18%	21	426.3
Paducah	8	3,580	14%	4,023	12%	3,885	-3%	485.6	4,422	14%	491.3	4688	6%	520.9	4,970	6%	139	603.9
Paintsville	3	0	N/A	0	N/A	0	N/A	0.0	641	N/A	213.7	964	50%	321.3	1,091	13%	18	357.7
Pikeville	6	2,243	-5%	2,372	6%	2,657	12%	442.8	2,116	-20%	352.7	2147	1%	306.7	2,411	12%	30	396.8
Richmond	7	2,052	9%	2,598	27%	2,291	-12%	381.8	2,492	9%	356.0	2672	7%	334.0	2,687	1%	260	346.7
Somerset	5	1,997	6%	1,867	-7%	1,851	-1%	370.2	1,881	2%	376.2	2074	10%	414.8	2,079	0%	239	368.0
Stanford ^{**}	5	439	7%	411	-6%	384	-7%	76.8	596	55%	298.0	1011	70%	337.0	1,746	73%	141	321.0
Stanton	5	2,140	7%	1,897	-11%	2,153	13%	430.6	1,811	-16%	301.8	1727	-5%	287.8	1,556	-10%	141	283.0
Capital Trial Br.	6	N/A	N/A	N/A	N/A	N/A	N/A		N/A	N/A	N/A	N/A	N/A	N/A	10	N/A	N/A	N/A ²

Field Office Workload: 2000-2001 Defender Caseload Report

TOTAL	215	66284	-10%	72357	9%	73459	2%	463.1	85081	16%	475.3	86,422	2%	428.7	93,392	8%	2,927	420.8
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*numbers obtained from Master Personnel List (does not include any caseload reduction attorneys established on 5/29/01)

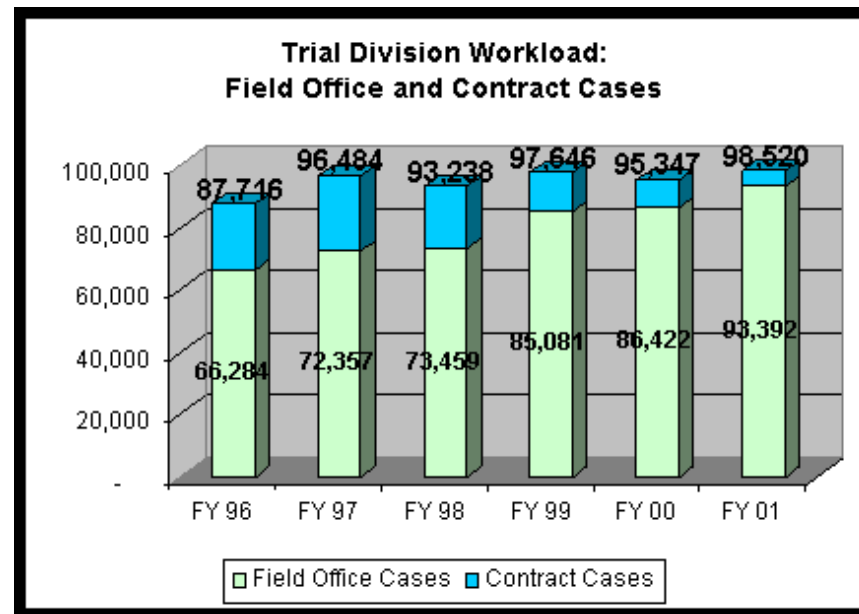
**in addition to the attorneys counted, these offices have one additional attorney each whose caseload is limited to capital conflict cases.

1. Lexington and Louisville's workload numbers may include post-trial cases handled internally by those offices, in addition to trial cases. These are included to provide a clearer assessment of individual attorneys' workloads.

2. Capital Trial Branch cases are excluded from an "average cases per attorney" comparison analysis due to the length and complexity of the cases served by this branch. The Capital Trial Branch is only included to document and recognize the services of its attorneys and staff.

3. As reported by each office. This number is also part of the overall case count listed for the office.

4. Unlike in prior years, this average excludes conflict cases included in the office's overall case total. This exclusion is designed to give a more accurate reflection of the actual workload of the full-time DPA attorneys.



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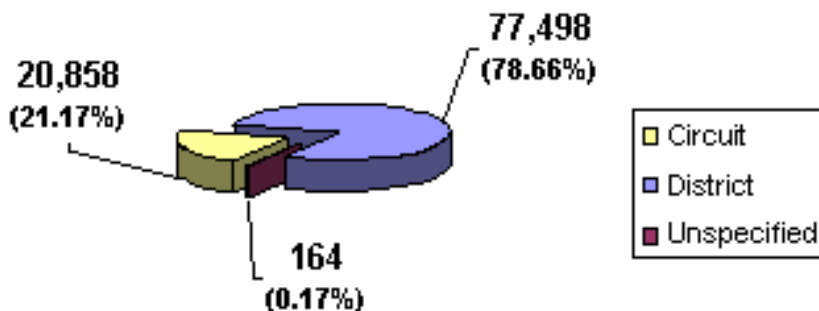
DPA Trial Division Cases Reported Opened FY 01

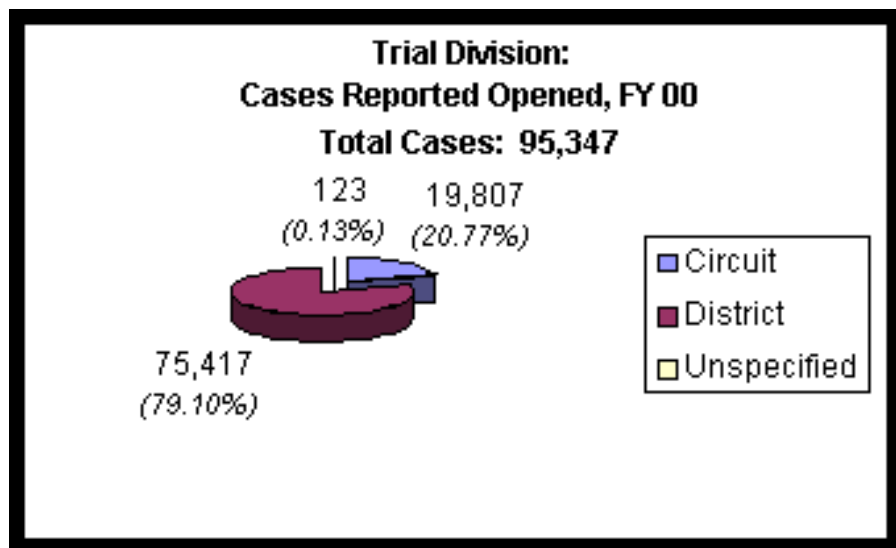
- u Trial cases increased by over 3% from FY 00, rising from 95,347 to 98,520 cases.
- u Of the 98,520 cases:
 - 21.17 % were Circuit Court cases
 - 78.66% were District Court cases
- u There is no significant difference in these percentages from FY 00 to FY 01, but the trend is toward a greater percentage of DPA trial cases being opened in Circuit Court each year.

	<u>Circuit</u>	<u>District</u>
FY 01	21.17%	78.66%
FY 00	20.77%	79.10%
FY 99	19.44%	80.10%
FY 98	17.73%	82.27%
FY 97	16.42%	83.58%

- u The actual number of cases opened in District Court has generally increased during this same period. It has simply increased at a slower rate than the Circuit Court caseload.

**Trial Division:
Cases Reported Opened, FY 01
Total Cases: 98,520**





DPA Trial Division Cases Reported Opened FY 01

COUNTY	CIRCUIT		DISTRICT		UNSPECIFIED		TOTAL
ADAIR	173	37.77%	285	62.23%			458
ALLEN	69	31.80%	145	66.82%	3	1.38%	217
ANDERSON	42	17.21%	201	82.38%	1	0.41%	244
BALLARD	43	44.79%	52	54.17%	1	1.04%	96
BARREN	376	48.52%	397	51.23%	2	0.26%	775
BATH	88	18.41%	389	81.38%	1	0.21%	478
BELL	258	20.03%	1030	79.97%			1288
BOONE	119	20.48%	462	79.52%			581
BOURBON	54	13.08%	354	85.71%	5	1.21%	413
BOYD	175	23.65%	561	75.81%	4	0.54%	740
BOYLE	74	23.64%	234	74.76%	5	1.60%	313
BRACKEN	31	22.30%	108	77.70%			139
BREATHITT	74	32.31%	155	67.69%			229
BRECKINRIDGE	91	38.89%	142	60.68%	1	0.43%	234
BULLITT	85	9.98%	757	88.85%	10	1.17%	852
BUTLER	68	32.38%	142	67.62%			210
CALDWELL	73	37.63%	121	62.37%			194
CALLOWAY	172	69.08%	76	30.52%	1	0.40%	249
CAMPBELL	241	15.83%	1273	83.64%	8	0.53%	1522
CARLISLE	16	41.03%	23	58.97%			39

CARROLL	21	<i>12.57%</i>	141	<i>84.43%</i>	5	<i>2.99%</i>	167
CARTER	68	<i>8.59%</i>	724	<i>91.41%</i>			792
CASEY	114	<i>44.88%</i>	140	<i>55.12%</i>			254
CHRISTIAN	660	<i>20.06%</i>	2630	<i>79.94%</i>			3290
CLARK	155	<i>23.34%</i>	508	<i>76.51%</i>	1	<i>0.15%</i>	664
CLAY	114	<i>14.86%</i>	653	<i>85.14%</i>			767
CLINTON	80	<i>25.08%</i>	238	<i>74.61%</i>	1	<i>0.31%</i>	319
CRITTENDEN	36	<i>18.27%</i>	161	<i>81.73%</i>			197
CUMBERLAND	34	<i>29.06%</i>	83	<i>70.94%</i>			117
DAVIESS	439	<i>15.77%</i>	2322	<i>83.41%</i>	23	<i>0.83%</i>	2784
EDMONSON	31	<i>32.63%</i>	64	<i>67.37%</i>			95
ELLIOTT	35	<i>20.23%</i>	138	<i>79.77%</i>			173
ESTILL	68	<i>22.82%</i>	230	<i>77.18%</i>			298
FAYETTE	2055	<i>30.63%</i>	4654	<i>69.37%</i>			6709
FLEMING	44	<i>14.43%</i>	261	<i>85.57%</i>			305
FLOYD	110	<i>10.99%</i>	891	<i>89.01%</i>			1001
FRANKLIN	243	<i>26.38%</i>	677	<i>73.51%</i>	1	<i>0.11%</i>	921
FULTON	37	<i>17.62%</i>	173	<i>82.38%</i>			210
GALLATIN	7	<i>16.67%</i>	35	<i>83.33%</i>			42
GARRARD	46	<i>19.91%</i>	178	<i>77.06%</i>	7	<i>3.03%</i>	231
GRANT	82	<i>36.94%</i>	137	<i>61.71%</i>	3	<i>1.35%</i>	222
GRAVES	329	<i>27.33%</i>	870	<i>72.26%</i>	5	<i>0.42%</i>	1204
GRAYSON	127	<i>25.76%</i>	366	<i>74.24%</i>			493
GREEN	49	<i>25.00%</i>	147	<i>75.00%</i>			196
GREENUP	146	<i>23.78%</i>	468	<i>76.22%</i>			614
HANCOCK	57	<i>60.64%</i>	37	<i>39.36%</i>			94
HARDIN	450	<i>14.81%</i>	2582	<i>84.99%</i>	6	<i>0.20%</i>	3038
HARLAN	251	<i>48.74%</i>	263	<i>51.07%</i>	1	<i>0.19%</i>	515
HARRISON	37	<i>12.01%</i>	271	<i>87.99%</i>			308
HART	113	<i>25.17%</i>	336	<i>74.83%</i>			449
HENDERSON	226	<i>15.60%</i>	1223	<i>84.40%</i>			1449
HENRY	36	<i>16.44%</i>	183	<i>83.56%</i>			219
HICKMAN	25	<i>38.46%</i>	40	<i>61.54%</i>			65
HOPKINS	461	<i>31.30%</i>	1012	<i>68.70%</i>			1473
JACKSON	41	<i>16.73%</i>	203	<i>82.86%</i>	1	<i>0.41%</i>	245
JEFFERSON	2914	<i>13.05%</i>	19410	<i>86.95%</i>			22324
JESSAMINE	152	<i>20.00%</i>	602	<i>79.21%</i>	6	<i>0.79%</i>	760
JOHNSON	84	<i>17.14%</i>	406	<i>82.86%</i>			490
KENTON	681	<i>22.75%</i>	2309	<i>77.12%</i>	4	<i>0.13%</i>	2994

KNOTT	52	<i>13.87%</i>	323	<i>86.13%</i>			375
KNOX	164	<i>18.79%</i>	709	<i>81.21%</i>			873
LARUE	52	<i>18.44%</i>	230	<i>81.56%</i>			282
LAUREL	282	<i>23.00%</i>	944	<i>77.00%</i>			1226
LAWRENCE	35	<i>14.34%</i>	209	<i>85.66%</i>			244
LEE	36	<i>18.18%</i>	162	<i>81.82%</i>			198
LESLIE	22	<i>11.52%</i>	169	<i>88.48%</i>			191
LETCHER	174	<i>15.38%</i>	957	<i>84.62%</i>			1131
LEWIS	103	<i>37.59%</i>	171	<i>62.41%</i>			274
LINCOLN	43	<i>14.63%</i>	246	<i>83.67%</i>	5	<i>1.70%</i>	294
LIVINGSTON	48	<i>36.92%</i>	82	<i>63.08%</i>			130
LOGAN	189	<i>47.13%</i>	212	<i>52.87%</i>			401
LYON	61	<i>40.94%</i>	88	<i>59.06%</i>			149
MADISON	222	<i>15.30%</i>	1228	<i>84.63%</i>	1	<i>0.07%</i>	1451
MAGOFFIN	47	<i>28.14%</i>	120	<i>71.86%</i>			167
MARION	181	<i>32.85%</i>	369	<i>66.97%</i>	1	<i>0.18%</i>	551
MARSHALL	151	<i>39.95%</i>	227	<i>60.05%</i>			378
MARTIN	37	<i>20.67%</i>	142	<i>79.33%</i>			179
MASON	226	<i>20.25%</i>	890	<i>79.75%</i>			1116
McCRACKEN	439	<i>11.72%</i>	3303	<i>88.17%</i>	4	<i>0.11%</i>	3746
McCREARY	84	<i>21.05%</i>	315	<i>78.95%</i>			399
McLEAN	138	<i>75.00%</i>	46	<i>25.00%</i>			184
MEADE	151	<i>35.45%</i>	274	<i>64.32%</i>	1	<i>0.23%</i>	426
MENIFEE	30	<i>24.79%</i>	91	<i>75.21%</i>			121
MERCER	40	<i>29.85%</i>	92	<i>68.66%</i>	2	<i>1.49%</i>	134
METCALFE	70	<i>53.44%</i>	61	<i>46.56%</i>			131
MONROE	54	<i>40.91%</i>	78	<i>59.09%</i>			132
MONTGOMERY	179	<i>18.82%</i>	772	<i>81.18%</i>			951
MORGAN	59	<i>23.98%</i>	187	<i>76.02%</i>			246
MUHLENBERG	245	<i>59.61%</i>	166	<i>40.39%</i>			411
NELSON	144	<i>23.15%</i>	478	<i>76.85%</i>			622
NICHOLAS	16	<i>10.32%</i>	139	<i>89.68%</i>			155
OHIO	271	<i>48.92%</i>	283	<i>51.08%</i>			554
OLDHAM	48	<i>15.95%</i>	248	<i>82.39%</i>	5	<i>1.66%</i>	301
OWEN	37	<i>38.54%</i>	59	<i>61.46%</i>			96
OWSLEY	27	<i>14.44%</i>	160	<i>85.56%</i>			187
PENDLETON	16	<i>12.12%</i>	116	<i>87.88%</i>			132
PERRY	259	<i>12.76%</i>	1767	<i>87.09%</i>	3	<i>0.15%</i>	2029
PIKE	193	<i>13.66%</i>	1217	<i>86.13%</i>	3	<i>0.21%</i>	1413

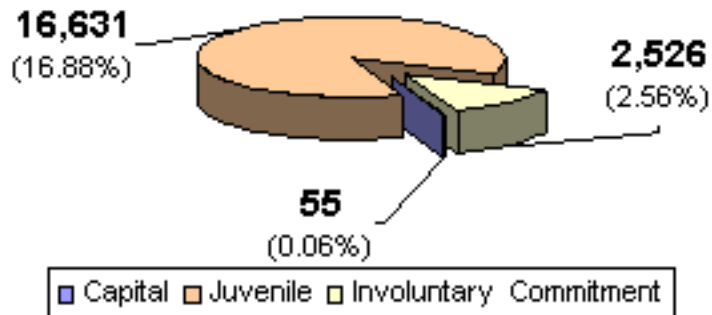
POWELL	28	<i>6.95%</i>	375	<i>93.05%</i>			403
PULASKI	263	<i>32.79%</i>	539	<i>67.21%</i>			802
ROBERTSON	4	<i>50.00%</i>	4	<i>50.00%</i>			8
ROCKCASTLE	82	<i>25.00%</i>	246	<i>75.00%</i>			328
ROWAN	105	<i>12.04%</i>	766	<i>87.84%</i>	1	<i>0.11%</i>	872
RUSSELL	57	<i>14.11%</i>	347	<i>85.89%</i>			404
SCOTT	90	<i>14.78%</i>	516	<i>84.73%</i>	3	<i>0.49%</i>	609
SHELBY	99	<i>16.53%</i>	500	<i>83.47%</i>			599
SIMPSON	155	<i>51.67%</i>	143	<i>47.67%</i>	2	<i>0.67%</i>	300
SPENCER	34	<i>44.16%</i>	39	<i>50.65%</i>	4	<i>5.19%</i>	77
TAYLOR	249	<i>38.91%</i>	391	<i>61.09%</i>			640
TODD	55	<i>49.11%</i>	57	<i>50.89%</i>			112
TRIGG	33	<i>25.78%</i>	95	<i>74.22%</i>			128
TRIMBLE	21	<i>23.33%</i>	69	<i>76.67%</i>			90
UNIDENTIFIED	9	<i>23.68%</i>	9	<i>23.68%</i>	20	<i>52.63%</i>	38
UNION	134	<i>31.60%</i>	290	<i>68.40%</i>			424
WARREN	1433	<i>47.93%</i>	1555	<i>52.01%</i>	2	<i>0.07%</i>	2990
WASHINGTON	72	<i>33.18%</i>	145	<i>66.82%</i>			217
WAYNE	111	<i>22.56%</i>	381	<i>77.44%</i>			492
WEBSTER	51	<i>16.83%</i>	252	<i>83.17%</i>			303
WHITLEY	118	<i>21.42%</i>	433	<i>78.58%</i>			551
WOLFE	33	<i>14.04%</i>	202	<i>85.96%</i>			235
WOODFORD	17	<i>10.69%</i>	141	<i>88.68%</i>	1	<i>0.63%</i>	159
<hr/>							
Grand Totals	20,858	<i>21.17%</i>	77,498	<i>78.66%</i>	164	<i>0.17%</i>	98,520


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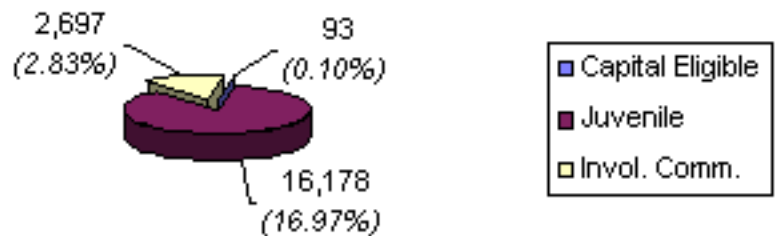
DPA Trial Division Capital, Juvenile, and Involuntary Commitment Cases Reported Opened FY 00-01

u Capital trial cases reported opened in FY 01:	55
u Juvenile trial cases reported opened in FY 01:	16,631
u Involuntary Commitment cases reported opened in FY 01:	2,526

Trial Division: Capital Eligible, Juvenile, & Involuntary Commitment Cases, FY 01
Including % of Total Cases (98,520)



Trial Division: Capital Eligible, Juvenile, Involuntary Commitment Cases, FY 00
Including % of Total Cases (95,347)



DPA Trial Division Capital, Juvenile, and Involuntary Commitment Cases Reported Opened FY 00-01

<i>COUNTY</i>	<i>CAPITAL ELIGIBLE¹</i>	<i>JUVENILE</i>	<i>INV. COMM.</i>
ADAIR		26	
ALLEN		59	
ANDERSON		63	
BALLARD			
BARREN	2	78	
BATH		11	
BELL	1	58	
BOONE		92	
BOURBON		49	
BOYD		99	
BOYLE		63	
BRACKEN		8	
BREATHITT			
BRECKINRIDGE		23	
BULLITT	1	183	
BUTLER		7	
CALDWELL		21	
CALLOWAY			
CAMPBELL		826	
CARLISLE			
CARROLL		16	
CARTER	2	58	
CASEY	1	15	
CHRISTIAN	3	251	544
CLARK		243	
CLAY		38	
CLINTON		6	
CRITTENDEN		19	
CUMBERLAND		38	
DAVIESS	1	173	2
EDMONSON		7	

ELLIOTT		13	
ESTILL		28	
FAYETTE	2	1694	434
FLEMING		27	
FLOYD		165	1
FRANKLIN		143	
FULTON		19	
GALLATIN		5	
GARRARD		40	
GRANT		32	
GRAVES	4	9	
GRAYSON		115	1
GREEN		54	
GREENUP		63	
HANCOCK		2	
HARDIN	2	341	
HARLAN	2	105	
HARRISON		5	
HART		52	1
HENDERSON		280	
HENRY		30	
HICKMAN		1	
HOPKINS		133	
JACKSON	1	27	
JEFFERSON	6	4418	1093
JESSAMINE		126	
JOHNSON		96	
KENTON	3	1011	146
KNOTT		101	
KNOX		217	
LARUE		40	
LAUREL	4	194	
LAWRENCE		63	
LEE		7	
LESLIE		5	

LETCHER		296	
LEWIS	2	27	
LINCOLN		31	
LIVINGSTON		13	
LOGAN		56	
LYON		17	
MADISON		266	
MAGOFFIN		15	
MARION		68	
MARSHALL		60	
MARTIN		36	
MASON		114	1
McCRACKEN	4	427	
McCREARY	4	81	2
McLEAN		14	
MEADE		48	
MENIFEE		16	
MERCER	3	8	
METCALFE		7	
MONROE		19	
MONTGOMERY		145	
MORGAN		33	
MUHLENBERG		36	
NELSON	1	162	
NICHOLAS		24	
OHIO		1	
OLDHAM		119	1
OWEN		20	
OWSLEY		12	
PENDLETON		27	
PERRY	3	231	295
PIKE		327	2
POWELL		28	
PULASKI		65	1
ROBERTSON			

ROCKCASTLE		17	
ROWAN	1	52	
RUSSELL		26	1
SCOTT		76	
SHELBY		62	
SIMPSON		35	
SPENCER		15	
TAYLOR		135	
TODD		9	
TRIGG		6	
TRIMBLE		25	
UNIDENTIFIED		3	
UNION		45	
WARREN		866	
WASHINGTON		37	
WAYNE		46	1
WEBSTER		32	
WHITLEY	2	41	
WOLFE		25	
WOODFORD		38	
<i>Totals</i>	55	16,631	2,526

¹. Due to the extensive resources required to defend a client charged with an offense(s) eligible for capital punishment, DPA defines cases as "capital eligible" if the client's alleged offense(s) is statutorily eligible for capital punishment, and a statutory aggravator is present in the facts of the case. Also, the totals listed are for capital eligible cases that were opened FY 01 only. The totals do not include the numerous, ongoing capital cases handled by DPA that were opened in previous fiscal years.



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POST-TRIAL DIVISION APPELLATE CASELOAD FISCAL YEAR 2001

CASES RECEIVED

(all cases where information is received, regardless of appointment)

Court of Appeals

Direct/Adult	JPDB	Post-Conviction	Other/Unknown	Total
324	3	133	34	494

Supreme Court

Direct/Adult	Direct/Capital	JPDB	Post-Conviction	Other/Unknown	Total
83	5	4	1	26	119

CASES ASSIGNED

(all cases assigned for briefing, does not include assignments for review under KRS 31.110)

Court of Appeals

Of Counsel	Appellate Branch	JPDB	Post Conviction	Total
148	49	3		200

Supreme Court

Of Counsel	App. Branch	Capital App.	JPDB	Post Conviction	Total
1	93	5	4		103

31.110 REVIEWS*

39

*This number only reflects 31.110 reviews where the decision was made that the appeal was not one a person of reasonable means would pursue at his or her own expense. The remaining 31.110 reviews resulting in assignment of counsel are reflected in the total "Contract Counsel" assigned cases. The total number of post conviction appeals assigned to contract counsel was not listed separately for FY 01.



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Post-Trial Division

Capital Appeals Branch*

Fiscal Year 2001

Capital/LWOP Cases Assigned		
	Q1	1
	Q2	1
	Q3	2
	Q4	0
	YTD	4

Capital Cases Reassigned		
	Q1	0
	Q2	1
	Q3	0
	Q4	0
	YTD	1

Briefs/Arguments/Hearings in Non-Capital Cases					
	Q1	Q2	Q3	Q4	YTD
Briefs	0	0	1	0	1
Reply	0	0	0	1	1
Rehearing	0	0	0	0	0
MDR	0	0	0	0	0
Argument	0	1	1	0	2
Certiorari	1	0	0	0	1
Hearings	0	0	0	0	0

Briefs/Arguments/Hearings in Capital Cases					
	Q1	Q2	Q3	Q4	YTD
Briefs	0	3	2	1	6
Reply	2	3	1	3	9
Rehearing	0	0	0	3	3
MDR	0	0	0	0	0
Argument	0	2	2	1	5
Certiorari	1	0	0	0	1
Hearings	0	0	0	0	0

*The Capital Appeals Branch opens a smaller number of cases due to the length of the records and complexity of the capital cases served by this branch.



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**Post-Trial Division
Capital Post-Conviction Branch
Fiscal Year 2001**

CASES ¹ HANDLED BY CAPITAL POST-CONVICTION ATTORNEYS	CASES HANDLED BY ATTORNEYS OUTSIDE OF CAPITAL POST-CONVICTION BRANCH ²
14	14

¹For the Capital Post-Conviction Branch, each client served is deemed one "case," even if multiple or separate actions were taken for the same client during the fiscal year.

²This includes contract attorneys and attorneys in other branches of DPA, including the Jefferson Public Defender.



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JPDB Open Claims, FY 2001, Full Year

<u>Facility</u>	Fact	Duration	Conditions	Totals
Adair	56	25	18	99
Big Sandy Detention Center	1	0	0	1
Bluegrass	28	1	13	42
Boyle County Detention	3	0	0	3
Breathitt County Detention	7	2	2	11
Cardinal	54	18	53	125
Caritas Peace	1	0	0	1
Carter County Foster Home	1	0	0	1
Central	43	35	24	102
Clark County Detention Center	1	0	0	1
CLEP	25	5	3	33
Daviess County Detention	1	0	0	1
Franklin County Detention	2	0	0	2
Green River	71	54	38	163
Hardin County Detention	6	0	0	6
JCYC	1	0	1	2
Johnson County Detention	1	0	0	1
Lake Cumberland	72	60	35	167
Lexington Group Home	1	0	0	1
Lincoln Village	99	49	16	164
Mary Hurst Home	1	0	0	1
Maryhurst	2	0	0	2
Mayfield	42	27	25	94
Morehead	50	36	26	112
Northern	41	57	38	136
Owensboro	49	24	6	79
Ramey-Estepp	3	0	0	3
Rice Audubon	57	35	33	125
Sewell Center	1	0	0	1
Spring Meadows	2	0	0	2

Woodsbend	78	45	48	171
TOTAL	800	473	379	1652

Claims:

In JPDB, a "claim" involves the violation of a child's statutory or constitutional right pertaining to a fact, duration, or condition of confinement.

Juvenile Appeals Caseload

Cases Assigned, By Quarter, FY 2001

Type of Case		1Q	2Q	3Q	4Q	Total
Original Action	Circuit Court					0
	Court of Appeals	2				2
	Supreme Court					0
Public Offender Appeal	Circuit Court	1	6	8	8	23
	Court of Appeals		1	2	5	8
	Supreme Court					0
Youthful Offender Appeal	Circuit Court					0
	Court of Appeals	1		1		2
	Supreme Court	1	1	2	2	6
Adult Appeal	Circuit Court					0
	Court of Appeals	3				3
	Supreme Court					0
	Federal Court	2				2
Total		10	8	13	15	46

Documents Filed and Hearings Attended, JPDB, FY 2001

Post Disposition

	1Q	2Q	3Q	4Q	Total
Agreed Orders	5	6	5	4	20
Other Motions	9	6	8	12	35
RCr 11.42	2	0	0	1	3
Habeas	2	2	3	2	9
M.Term.Comm.	3	7	4	2	16
M.Belated Appeal	0	0	0	0	0
Briefs: District	2	0	1	1	4
Briefs: Circuit	0	0	0	2	2
Briefs: COA	0	0	0	0	0
Briefs: Supreme Ct.	0	0	0	0	0
Sentencing Motions	12	7	9	3	31
Hearings (except SPR)	13	17	12	8	50
S.P.R. Hearings	11	5	5	4	25
Total	59	50	47	39	195

Juvenile Appeals

	1Q	2Q	3Q	4Q	Total
Original Actions	1	0	0	0	1
Motions Filed	18	30	30	31	109
Original Briefs Filed	8	5	7	7	27
Reply Briefs Filed	4	3	7	4	18
Hearings/Oral Arguments	3	3	4	5	15
Total	34	41	48	47	170

JAIBG

	1Q	2Q	3Q	4Q	Total
Agreed Orders	2	2	1	7	12
RCr 11.42	0	0	0	0	0
Habeas	7	5	2	2	16
M.Term.Comm.	8	0	0	0	8

Notices of Appeal Filed	0	5	2	5	12
Briefs: Circuit	0	0	1	2	3
Briefs: COA	0	0	0	0	0
Briefs: Supreme Ct.	1	0	2	0	3
Other Motions	0	0	4	15	19
Hearings	3	5	1	5	14
Total	21	17	13	36	87



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**Post-Trial Division
Post-Conviction Branch
Fiscal Year 2001**

LEGAL ACTIONS PURSUED					
ACTION	Q1	Q2	Q3	Q4	YTD
RCR 11.42's Filed	2	9	21	13	45
11.42 Cases Reviewed w/ Findings of No Merit	1	2	2	1	6
60.02's Filed from intake	2	5	6	3	16
State Habeas Filed from intake	1	0	1	1	3
Federal Habeas Filed from intake	1	7	4	8	20
KY Supreme Court Briefs Filed	3	11	0	11	25
Court of Appeals Briefs Filed	1	6	5	16	28
6th Circuit Briefs filed	0	0	0	0	0
31.110 Reviews	3	1	30	35	69
Court Appointments (RCR 11.42 & CR 60.02)	36	41	27	33	137
TOTALS	50	82	96	121	349

Office	# Clients Served							# Newly Opened Cases				
		Q1	Q2	Q3	Q4	YTD		Q1	Q2	Q3	Q4	YTD
Frankfort		72	188	243	216	719		20	66	98	63	247
KSR		57	82	96	110	345		9	28	28	26	91
KSP		26	29	37	41	133		2	4	14	6	26
TOTALS		155	299	376	367	1197		31	98	140	95	364

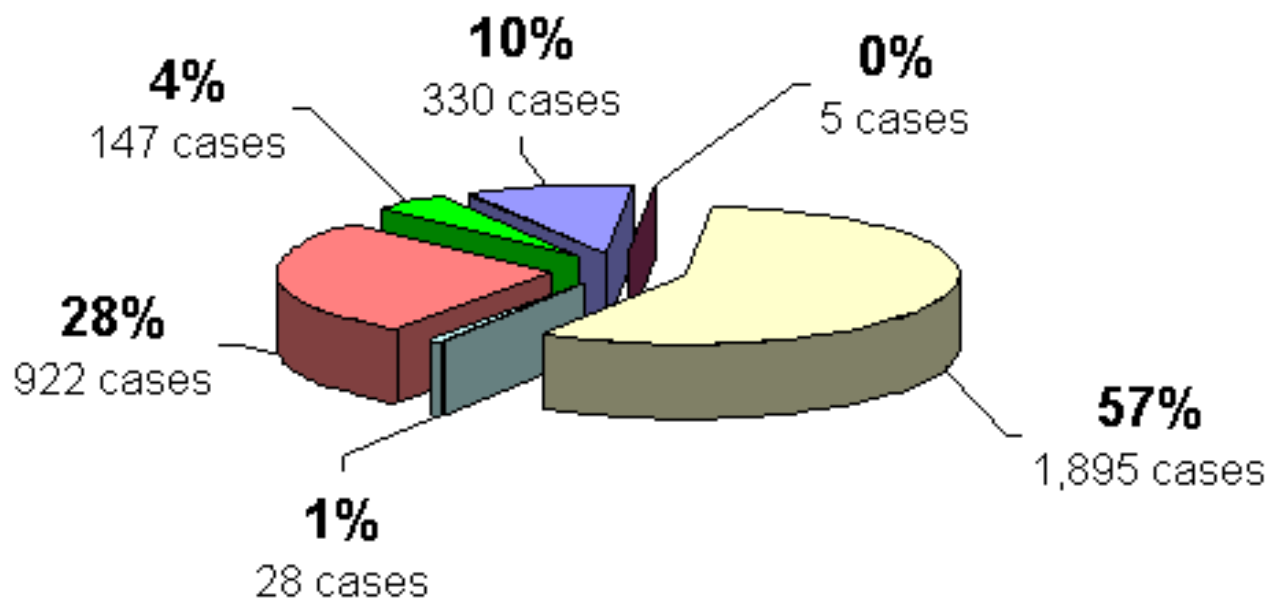
Kentucky Innocence Project

Annual Report - June 30, 2001

Action	YTD
Cases Reviewed	206
Cases Selected	14

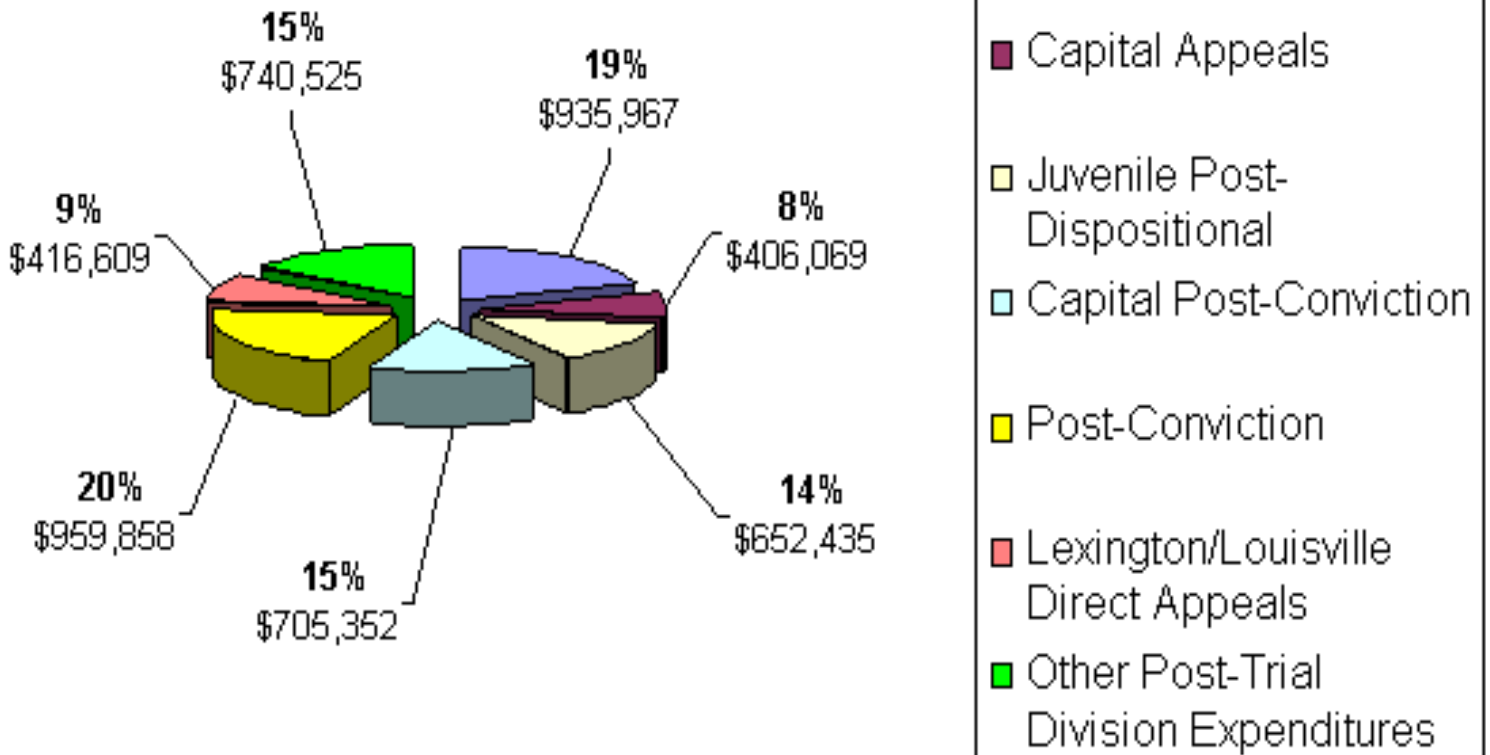
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Post-Trial Division Total Caseload by Branch, FY 01



Appeals	Capital Appeals
Juvenile Post-Dispositional	Capital Post-Conviction
Post-Conviction	Other

Post-Trial Division Expenditures by Branch, FY 01



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Ernie Lewis

Public Advocate

THE CASELOAD REPORT **FOR FY 2004 IS NOW** **AVAILABLE**

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[Justice / DPA Memorandum of Agreement](#)

HEADLINES:



Justice Jeopardized

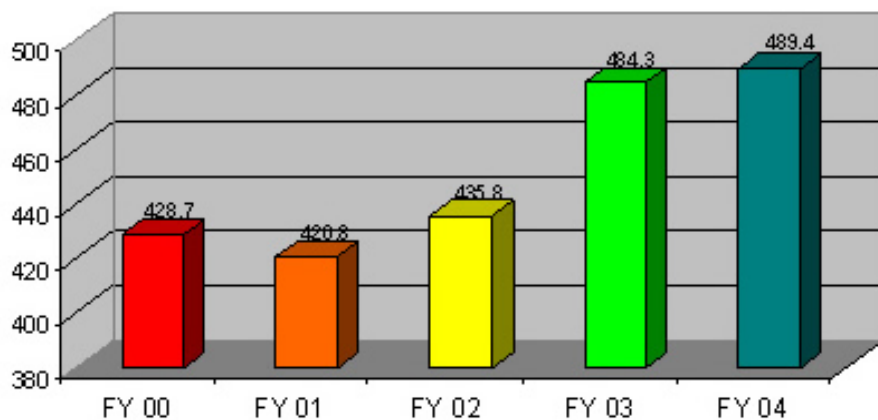
Wednesday December 22, 2004

DPA Launches Justice Jeopardized Campaign to reduce caseloads of public defenders in Kentucky.

Forty years ago, in the landmark case of Gideon v. Wainwright, the United States Supreme Court declared "any person haled into court, who is too poor to hire a lawyer, cannot be assured a fair trial unless counsel is provided for him." As the justices said, "This seems an obvious truth." Yet decades later has the promise of Gideon been fulfilled in Kentucky?

FULL REPORT

Cases per DPA Attorney



Wednesday December 22, 2004

Most recent data demonstrates that the quality of justice being provided by Kentucky's public defenders is compromised by the continued significant increase in caseload.

[Graphical Findings of 2004 Caseload Report](#)

DPA represents over 100,000 citizens each year in Kentucky's trial and appellate courts. The staff of the Kentucky's statewide defender program protects what we value most - our liberty and our life. Every day in KY's 120 counties our defenders, supported by our staff of legal secretaries, investigators, paralegals, mitigation specialists, social workers and administrators, stand up for citizens who are accused by the state of having committed a crime. Defenders insure the criminal justice process is fair, the result reached by jurors and judges is just, and that individual liberties are protected. Enjoy learning about the many faces of justice our Department presents to the people of KY. It is a privilege to represent our clients. We do so on behalf of the people of Kentucky.

About Us

General Counsel is Karen Quinn. **Post Trial Division Director** is [Rebecca Diloreto](#). **Director of the Administrative Division, Law Operations Division Director** is [Alfred G. Adams](#). [Jeff Sherr](#) heads up DPA's **Education & Strategic Planning Branch**. The **Louisville Public Defender Office** is led by Dan Goyette. The **Lexington Legal Aid Office** is led by Joe Barbieri. [Maureen Fitzgerald](#) is the **Protection & Advocacy Division Director**. DPA's governing statute is [KRS Chapter 31](#). DPA's [mission](#), [core values](#), and [long term goals](#) provide clear direction for DPA. DPA provides significant [public value](#). DPA's [Legislative Update](#) covers criminal justice legislative issues. In June 2002 the [AOC/DPA Workgroup issued special Report on Eligibility & Pretrial Release](#). The ABA Juvenile Justice Center with the Children's Law Center has released "Advancing Justice: An Assessment of Access to Counsel and Quality of Representation in Delinquency Proceedings." It is at: <http://www.abanet.org/crimjust/juvjus/kentuckyhome.htm> The ABA adopted The Ten Principles of a public Defense Delivery System February 2002, which constitute the fundamental criteria to be met for a public defense delivery system to deliver effective and efficient, high quality,

ethical, conflict-free representation to accused persons who cannot afford to hire an attorney.
<http://www.abanet.org/legalservices/downloads/sclaid/10principles.pdf>

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